

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q92234

Christian HEMBD

Appln. No.: 10/562,577

Group Art Unit: 2872

Confirmation No.: 7865

Examiner: Arnel C LAVARIAS

Filed: November 9, 2006

For: CORRECTING DEVICE TO COMPENSATE FOR POLARIZATION DISTRIBUTION
PERTURBATIONS

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to the Restriction Requirement, dated March 30, 2009. In response to the Restriction Requirement, Applicant elects Group VI, claims 22-26 for examination. This election is made without traverse. As acknowledged by the Examiner, claim 14 links the Groups I-IV. Accordingly, Applicant respectfully requests immediate examination of at least claims 14 and 22-26.

Applicant does not acquiesce to the Examiner's assertion that "[t]he features of Claim 14 [are] shown either singly or in combination in US 6252712 and US 3663087...." Applicant notes in this regard that claim 14 was not of record in the International Application, that no actual grounds of rejection have been presented with respect to claim 14, and that any conclusion

RESPONSE TO RESTRICTION REQUIREMENT
U.S. Application No.: 10/562,577

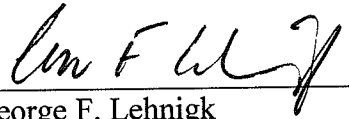
Attorney Docket No.: Q92234

regarding a lack of novelty, inventive step, or contribution over the prior art is premature at this stage of prosecution.

Applicant reserves the right to file a Divisional Application directed to non-elected claims 15-21, should a need for such action arise.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



George F. Lehnigk
Registration No. 36,359

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: April 30, 2009